IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4566 OF 2004.

Chandrakant Ramchandra Sagle. ... Petitioner.

V/s.

Kisan Tukaram Shete & ors. ... Respondents.

N.R.Bubna with R.S.Apte for the petitioner.

R.S.Shekhawat i/b. L.M.Acharya
for respondent No.1.

R.M.Patne, AGP for respondent Nos.5 and 6.

CORAM: V.C.DAGA, J.

DATED: 16th March 2006.

P.C.:

. Heard learned counsel for the petitioner.

. No case is made out to interfere with the impugned order at this stage.

. However, it is made clear that it would be open for the petitioner to challenge the impugned order, if at all, petitioner was required to carry appeal before the higher Court against the ultimate judgment and order that may be passed by the trial Court. This order of dismissal shall not come in the way of the petitioner.

. With this clarification, petition is dismissed with no order as to costs.

(V.C.DAGA, J.)